HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE.

AND

HON'BLE SRI JUSTICE G.CHANDRAIAH

Writ Petition No.7924 of 2005

10-08-2005

Between:

Sripati Anandam, S/o Rajaiah,

Aged 40 years, Occ: Agriculture & Upa Sarpanch

R/o Badampalli, Jannaram Mandal,

Adilabad.

.. Appellant

And

The District Panchayat Officer and Convenor,

Sand Auction Committee, Adilabad district,

Adilabad.

.. Respondents

HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE.

AND

HON'BLE SRI JUSTICE G.CHANDRAIAH

Writ Petition No.7924 of 2005

JUDGMENT: (Per Hon'ble Sri Bilal Nazki, the Acting Chief Justice)

The allegation of the petitioner in the writ petition was that respondent No.6 had collected the sand by violating the conditions of the licence granted to him. After collecting the sand from the areas from which he is not authorised to collect the sand, he had stored almost 10,000 truck loads of sand at Puttiguda village, Jannaram Mandal, Adilabad district. In the counter-affidavit, it is stated by respondents that when such complaints were made, an enquiry was conducted and it was found that respondent No.6 had collected the sand from the reaches from which he is authorised to collect the sand, but stored it at Puttiguda village, Jannaram Mandal. It is further stated that according to the enquiry, respondent No.6 had not committed any violation of the contract. In the absence of any evidence contrary to the findings of the enquiry, we do not find that this Court would be in a position to appreciate the controversy.

For the above reasons, we do not find any merit in the writ petition and it is

accordingly dismissed. The petitioner is at liberty to avail any other appropriate remedy available to him in law if he feels that respondent No.6 has violated the conditions of licence.

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BILAL NAZKI, ACJ.

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G.CHANDRAIAH, J.

10-08-2005

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